B 104 (Rev. 6/87)

ADVERSARY PROCEEDING COVER SHEET
(Instructions on Reverse)

ADVERSARY PROCEEDING NUMBER (Court Use Only)

PLAINTIFFS	DEFENDANTS
Michael Gigandet, Trustee	JOSH CARDIN

ATTORNEYS (Firm Name, Address, and Telephone No.)	ATTORNEYS (If Known)
Michael Gigandet Law Office of Michael Gigandet 208 Centre St. 615-746-4949 Pleasant View, TN 37146	

PARTY (Check one box only) ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 U.S. NOT A PARTY

CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED)

COMPLAINT FOR JUDGMENT

NATURE OF SUIT
(Check the one most appropriate box only.)

☒ 454 To Recover Money or Property
☐ 435 To Determine Validity, Priority, or Extent of a Lien or Other Interest in Property
☐ 458 To obtain approval for the sale of both the interest of the estate and of a co-owner in property
☐ 424 To object or to revoke a discharge 11 U.S.C. §727
☐ 455 To revoke an order of confirmation of a Chap. 11 or Chap. 13 Plan
☐ 426 To determine the dischargeability of a debt 11 U.S.C. §523
☐ 434 To obtain an injunction or other equitable relief
☐ 457 To subordinate any allowed claim or interest except where such subordination is provided in a plan
☐ 456 To obtain a declaratory judgment relating to any of foregoing causes of action
☐ 459 To determine a claim or cause of action removed to a bankruptcy court
☐ 498 Other (specify)

ORIGIN OF PROCEEDINGS (Check one box only.) ☒ 1 Original Proceeding ☐ 2 Removed Proceeding ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another Bankruptcy Court ☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND	NEAREST THOUSAND $	OTHER RELIEF SOUGHT	☐ JURY DEMAND

BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES

NAME OF DEBTOR		BANKRUPTCY CASE NO.
JPK Entertainment		10-01634
DISTRICT IN WHICH CASE IS PENDING	DIVISIONAL OFFICE	NAME OF JUDGE
Middle	Nashville	Lundin

RELATED ADVERSARY PROCEEDING (IF ANY)

PLAINTIFF	DEFENDANT	ADVERSARY PROCEEDING NO.
DISTRICT	DIVISIONAL OFFICE	NAME OF JUDGE

FILING FEE (Check one box only.) ☐ FEE ATTACHED ☐ FEE NOT REQUIRED ☒ FEE IS DEFERRED

DATE	PRINT NAME	SIGNATURE OF ATTORNEY (OR PLAINTIFF)
12-15-10	Michael Gigandet	/s/ Michael Gigandet

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: JPR ENTERTAINMENT, LLC	)	CASE NO. 10-01634-KL3-7
	)	CHAPTER 7
DEBTOR.	)	JUDGE LUNDIN
	)	
MICHAEL GIGANDET, TRUSTEE	)	
PLAINTIFF,	)	
	)	
vs.	)	ADVERSARY NO. _________
	)	
JOSH CARDIN	)	
	)	
DEFENDANTS.	)	

COMPLAINT FOR JUDGMENT

Michael Gigandet, as trustee in bankruptcy (hereinafter referred to as "trustee") for JPR Entertainment, LLC, (hereinafter referred to as "debtor") in this Chapter 7 proceeding alleges:

1. This is an adversary proceeding brought by the trustee, as plaintiff, pursuant to bankruptcy rule 7001(1) of Title 11, United States Code (hereinafter referred to as "code"). This Court has jurisdiction over the subject matter of this action under 28 U.S.C. §157 and §1334 in that this is a core proceeding arising under Title 11 of the United States Code or arising in or related to a case under Title 11 of the United States Code.

2. On February 18, 2010, a voluntary petition for relief under Chapter 7 of the code was filed in this Court.

3. Pursuant to a notice of appointment of trustee filed on February 21, 2010, Michael Gigandet was appointed Chapter 7 trustee in this case.

4. The defendant Josh Cardin is a citizen and resident of Rutherford County, residing at 120 E. Main St., Murfreesboro, Tenn. 37130.

5. The defendant owes the estate $2,000 or an amount to be proven at trial and has refused to turnover the proceeds to the estate.

6. The defendant has filed an unsupported proof of claim in the bankruptcy case, claiming to be entitled to the sum of $33,000.

7. The trustee avers that the defendant's proof of claim is improper and the sum undocumented and unsupportable. Therefore, the proof of claim may be fraudulent. The trustee objects to the claim in its entirety.

WHEREFORE, the plaintiff prays for:

1. An order of monetary judgment against the defendant for $2,000 or an amount to be proven at trial;

2. An order sustaining the trustee's objection to the defendant's proof of claim; and

3. For such other and further relief as is just.

Respectfully submitted,

LAW OFFICE OF MICHAEL GIGANDET

/s/ Michael Gigandet

Michael Gigandet, Trustee #011498
208 Centre Street
Pleasant View, TN 37146
Phone: (615) 746-4949
Fax: (615) 746-4950
Mgigandet@mgigandetlaw.com

cc: U. S. Trustee
Attorney for Debtor